

REMARKS

Claims 1, 2, 4, 5, 14-21, 25, 32, 33, 34, 37, 52, 53, 59, 60, and 61 are pending in this application. Claims 1, 2, 4, 5, 14-21, 25, and 32 are withdrawn by the examiner. Claims 33, 53, and 60 are amended for clarity and as described herein. Claim 61 is new and is based on claim 33 and the subject matter deleted from claim 60. No new matter is introduced. Applicants thank the examiner for the discussion of January 29, 2009, where this amendment was discussed to distinguish the references as set forth herein. The Office Action is discussed below:

Objections and Rejections Withdrawn:

In view of the response, filed on May 29, 2008, the examiner has withdrawn the objection to the drawings and obviousness rejections of claims 37, 52, 53, and 60. Applicants thank the examiner for the withdrawals.

Anticipation Rejection:

On pages 2-5 of the Office Action, the examiner has maintained the rejection of claims 33, 34, and 59 under 35 U.S.C. 102(b) allegedly as being anticipated by Sigrist *et al.* ("Sigrist") and claims 33, 34, 37, 52, 53, 59 and 60 under 35 U.S.C. 102(b) allegedly as being anticipated by Mooradian *et al.* ("Mooradian" US 5,853,744).

In response to the arguments, filed on May 29, 2008, the examiner asserts that the specification does not limit the textile product to a cloth or fabric, particularly a woven material, or the yarn product to a spun thread. The examiner has relied upon the Complete Textile Glossary by Celanese Acetate for a definition of the term "textile".

Applicants respectfully disagree, and indicate that the examiner's interpretation of the term "yarn or textile product" is unreasonably broad. This is notwithstanding the "Complete Textile Glossary" definitions that was provided in support of the rejection but

the applicants believe that the examiner has interpreted the term in a way which a person of ordinary skill in the art would not.

Indeed, as the applicants have previously indicated (see pages 8-9 of the response filed on May 29, 2008), Hans Sigrist, a co-author of the cited Sigrist *et al.* paper and an inventor of the present invention, has stated that the glass filter paper used in Sigrist *et al.* and the fiber support material of Mooraidan *et al.* would not be interpreted as a yarn or textile product as present claimed.

However, in order to expedite the prosecution, applicants amend claim 33 for clarity to recite that "the textile product is a cloth, fabric or woven material and the yarn product is a spun thread". The amendment make use of examplar yarn and textile products provided in the description, i.e. where the textile product is a cloth, fabric or woven material, and the yarn product is a spun thread. Accordingly, applicants now further distinguish that the products disclosed in the cited references relate to different products and are not relevant to the claimed invention.

In view of the above clarifications and the amendments to the claims, applicants submit that the Sigrist or Mooradian does not disclose the claimed invention. Accordingly, withdrawal of the anticipation rejection is solicited.

Response to the Advisory Action:

On pages 1-2 of the Advisory Action, the examiner asserts that the amendment to the claims and new claim 61, filed on December 22, 2008, raise new issues and require further consideration/search. According to the examiner, the amended phrase "wherein the textile product is a cloth, fabric or woven material and the yarn product is a spun thread" requires further consideration/search. Applicants refer to above clarifications that the claims 33, 53, and 60 are amended for clarity and in order to expedite the prosecution. Claim 61 is based on claim 33 and the subject matter deleted from claim 60. Therefore, no new subject matter is introduced.

Applicants submit that the glass filter paper used in Sigrist *et al.* and the fiber support material of Mooraidan *et al.* would not be interpreted as a yarn or textile product according to the claimed invention, as clarified above. Applicants also submit that the amendment make use of exemplar yarn and textile products, i.e., the textile product is a cloth, fabric or woven material, and the yarn product is a spun thread.

In view of the above clarifications and the amendments to the claims, applicants request withdrawal of the anticipation rejection.


REQUEST

Applicants submit that claims 33, 34, 37, 52, 53, 59, 60, and 61 are in condition for allowance, and respectfully request favorable consideration to that effect. The examiner is invited to contact the undersigned at (202) 416-6800 should there be any questions.

Respectfully submitted,

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Date



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